

## REMARKS

Applicant wishes to thank the examiner for the courtesy extended to the undersigned representative during the telephone interview that took place on October 22, 2009. During the interview, which was initiated by the undersigned, the examiner agreed that claim 37 had not been rejected and confirmed that claim 37 would be allowed unless a further search revealed a pertinent reference. There was no discussion of the prior art or of any possible amendments to the claims.

Claim 38 and claims 42-45 stand rejected under 35 USC 112. The amendments now presented remove the rejections under 35 USC 112.

Claims 34-36 and 48-51 stand rejected over the prior art. Claims 34-36 and 48-51 are now cancelled, rendering the rejections moot.

In view of the foregoing, it is believed that all claims now of record are patentable and that this application is in condition for allowance.

Respectfully submitted,

/John Smith-Hill/

John Smith-Hill  
Reg. No. 27,730

Chernoff, Vilhauer, McClung & Stenzel, LLP  
601 SW Second Ave. Ste. 1600  
Portland, OR 97204

Tel. (503) 278-3334  
Fax (503) 228-4373

Docket: AWEK.3491